



RCE  
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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. 1450  
Alexandria, VA 22313-1450

Application No.	09/819,527
Filing Date	March 27, 2001
First Named Inventor	Lawrence E. Foltzer
Art Unit	2633
Examiner Name	Payne, David C.
Attorney Docket Number	5043P003

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).

ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply

ii.  Affidavit(s)/Declaration(s)

iii.  Information Disclosure Statement (IDS)

iv.  Other \_\_\_\_\_

2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666.

i.  RCE fee required under 37 C.F.R. § 1.17(e) and any additional claims fee(s)

ii.  Extension of time fee (37 C.F.R. § 1.136 and 1.17)

iii.  Other: (\$0.00) 09/03/2004 MMEKONEN 00000036 09819527

b.  Check in the amount of \$770.00 enclosed 01 FC:1801 770.00 OP

c.  Payment by credit card (Form PTO-2038 enclosd)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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Technology Center 260.

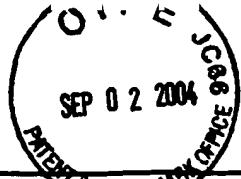
**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Kevin G. Shao	Registration No. (Attorney/Agent)	45,095
Signature		Date	8/3/2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type)	Cathy Bachmann	Date	8/3/2004
Signature		Date	8/3/2004



SEP 02 2004

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

Complete if Known

Application Number	09/819,527
Filing Date	March 27, 2001
First Named Inventor	Lawrence E. Foltzer
Examiner Name	Payne, David C.
Art Unit	2633
Attorney Docket No.	5043P003

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

770.00

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  Other  None

Deposit Account

Deposit Account Number

Deposit Account Name

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1001	770	2001	385 Utility filing fee
1002	340	2002	170 Design filing fee
1003	530	2003	265 Plant filing fee
1004	770	2004	385 Reissue filing fee
1005	160	2005	80 Provisional filing fee
SUBTOTAL (1)			<input type="text" value="(\$ 0.00)"/>

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
15	20*	= 0	<input type="text" value="(\$ 0.00)"/>
4	4** = 0	<input type="text" value="(\$ 86.00)"/>	<input type="text" value="(\$ 0.00)"/>
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code	Fee (\$)	Fee Description
1202	18	2202 9 Claims in excess of 20
1201	86	2201 43 Independent claims in excess of 3
1203	290	2203 145 Multiple Dependent claim, if not paid
1204	86	2204 43 **Reissue independent claims over original patent
1205	18	2205 9 **Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		<input type="text" value="(\$ 0.00)"/>

\*or number previously paid, if greater. For Reissues, see below

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051 65 Surcharge - late filing fee or oath	<input type="text" value="(\$ 0.00)"/>
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	<input type="text" value="(\$ 0.00)"/>
2053	130	2053 130 Non-English specification	<input type="text" value="(\$ 0.00)"/>
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	<input type="text" value="(\$ 0.00)"/>
1804	920*	1804 920 * Requesting publication of SIR prior to Examiner action	<input type="text" value="(\$ 0.00)"/>
1805	1,840*	1805 1,840 * Requesting publication of SIR after Examiner action	<input type="text" value="(\$ 0.00)"/>
1251	110	2251 55 Extension for reply within first month	<input type="text" value="(\$ 0.00)"/>
1252	420	2252 210 Extension for reply within second month	<input type="text" value="(\$ 0.00)"/>
1253	950	2253 475 Extension for reply within third month	<input type="text" value="(\$ 0.00)"/>
1254	1,480	2254 740 Extension for reply within fourth month	<input type="text" value="(\$ 0.00)"/>
1255	2,010	2255 1,005 Extension for reply within fifth month	<input type="text" value="(\$ 0.00)"/>
1404	330	2401 165 Notice of Appeal	<input type="text" value="(\$ 0.00)"/>
1402	330	2402 165 Filing a brief in support of an appeal	<input type="text" value="(\$ 0.00)"/>
1403	290	2403 145 Request for oral hearing	<input type="text" value="(\$ 0.00)"/>
1451	1,510	2451 1,510 Petition to institute a public use proceeding	<input type="text" value="(\$ 0.00)"/>
1452	110	2452 55 Petition to revive - unavoidable	<input type="text" value="(\$ 0.00)"/>
1453	1,330	2453 665 Petition to revive - unintentional	<input type="text" value="(\$ 0.00)"/>
1501	1,330	2501 665 Utility issue fee (or reissue)	<input type="text" value="(\$ 0.00)"/>
1502	480	2502 240 Design issue fee	<input type="text" value="(\$ 0.00)"/>
1503	640	2503 320 Plant issue fee	<input type="text" value="(\$ 0.00)"/>
1460	130	2460 130 Petitions to the Commissioner	<input type="text" value="(\$ 0.00)"/>
1807	50	1807 50 Prosessing fee under 37 CFR 1.17(g)	<input type="text" value="(\$ 0.00)"/>
1806	180	1806 180 Submission of Information Disclosure Stmt	<input type="text" value="(\$ 0.00)"/>
8021	40	8021 40 Recording each patent assignment per property (times number of properties)	<input type="text" value="(\$ 0.00)"/>
1809	770	1809 385 Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="text" value="(\$ 0.00)"/>
1810	770	2810 385 For each additional invention to be examined (37 CFR § 1.129(b))	<input type="text" value="(\$ 0.00)"/>
1801	770	2801 385 Request for Continued Examination (RCE)	<input type="text" value="(\$ 0.00)"/>
1802	900	1802 900 Request for expedited examination of a design application	<input type="text" value="(\$ 0.00)"/>
Other fee (specify)			<input type="text" value="(\$ 0.00)"/>

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 770.00)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Kevin G. Shao	Registration No. (Attorney/Agent)	45,095	Telephone	(408) 720-8300
Signature				Date	8/3/2004

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wlr) 02/10/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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